



**ఆంధ్రప్రదేశ్ రాజ పత్రము**  
**THE ANDHRA PRADESH GAZETTE**  
**PUBLISHED BY AUTHORITY**

W.No.43

AMARAVATI, TUESDAY, NOVEMBER 1, 2022

G.1053

**PART II - MISCELLANEOUS NOTIFICATIONS OF INTEREST TO THE PUBLIC**

--X--

**NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,**

**CHIEF EXECUTIVE OFFICER,**  
**A. P. STATE WAQF BOARD,**  
**4<sup>th</sup> FLOOR, IMDADAGHAR, Opp: KALESWARAO MARKET, VIJAYAWADA.**

**F.No.04 / M / KNL / 2017 / Z-IV.**

**Date: 30-09-2022.**

KURNOOL DISTRICT - PATHIKONDA MANDAL & VILLAGE - SUNNI NAIPET IDGAH,  
SUNNI NAIPET ASHOORKHAN AND SUNNI NAIPET MASJID - Sri G.MAQBOOL  
BASHA, S/o ABDUL SAMAD SAHEB APPOINTED AS MUTAWALLI U/Sec.63  
OF THE WAQF ACT, 1995 FOR A PERIOD OF TWO (2) YEARS.

- Read :**
- 1.This office Proceeding dated:08-05-2017.
  - 2.Representation of Sri.G.Maqbool Basha, S/o.Abdul Samad Saheb, Ex Mutawalli, R/o. 11/25-A, Osmania College Road, Kurnool City, dated:12-02-2019, 27-02-2020 & 27-09-2020.
  - 3.This office Memo, dated:06-11-2020.
  - 4.Report of the Inspector Auditor Waqf, Kurnool District, vide Lr. No. 152/KNL/2016, dated:30-01-2021.
  - 5.Objection petition received from Jami Welfare and Development Society, Devanakonda Mandal, Kurnool District, dated.08-03-2022 and 12-04-2022.
  6. Representaion of Mussallies of Sunni Naipet Masjid, Pathikonda (V & M) of Kurnool District, dated. Nil received on 29-03-2022.
  7. Board's Resolution No.341 of 2022, dated:24-08-2022.
  8. Orders of the Hon'ble Chairperson, APSWB, dated.19-09-2022.

\*\*\*

**ORDER:**

The Waqf institution namely Sunni Naipet Idgah, Sunni Naipet Ashoorkhan and Sunni Naipet Masjid, situated at Pathikonda Village and Mandal, Kurnool District are notified Waqf and got Published in A.P.Gazette No. 43-A, Part-II, Dated:24-10-1963 at serial No.3454,3455 & 3456 respectively under the Towliath of Abdul Samad Saheb who expired on 02-12-1983. The Rule of succession to the office of the Mutawalli is Elected by Jamath.

The AP. State Waqf Board has been appointed to Sri.G.Maqbool Basha, S/o.Abdul Samad as Mutawalli to the subject Waqf institutions vide Board's proceeding No.04/M//KNL/2017/8Z-IV, Dated:08-05-2017 vide ref.1<sup>st</sup> read above U/sec.63 of Waqf Act,1995 for a period of two (2) years, the term was expired on 07-05-2019.

Aggrieved by its orders one Sri. N.Md.Ikbal Hussain, S/o.Osman Saheb has filed OA. No.1/2018 on the file of Hon'ble AP State Waqf Tribunal and the said OA was dismissed, on 29-11-2018.

After completion of the term of Mutawalli Sri.G.Maqbool Basha, S/o.Abdul Samad Saheb has submitted a representations to the Board vide ref. 2<sup>nd</sup> read above with a requested to renew his Mutawalliship of the subject Waqf institution.

In the ref. 3<sup>rd</sup> read above this office issued a Memo to Inspector Auditor Waqf, Kurnool District for calling detailed report in the subject matter

Accordingly, the I.A. Waqf, Kurnool District has submitted his report vide ref. 4<sup>th</sup> read above duly mentioned the above said facts of appointment of Mutawalli. Further reported that Sri.G.Maqbool Basha is managing the affairs of the subject Waqf Institutions by paying Waqf fund to Board and also submitted Audit reports for the year 2018-19, 2019-2020 finally the I.A Waqf Kurnool has requested to appoint him as Mutawalli to the subject Waqf institution in place of his deceased father late Abdul Samad Saheb.

In the ref. 5<sup>th</sup> read above, an objection petitions are received from the Jamia Welfare and Development Society, Devanakonda of Kurnool District, wherein they have alleged that Sri.G.Maqbool Basha, S/o. Abdul Samad Saheb is not residing at Pathikonda Village and he is resident of Kurnool City, and not paying salaries to Imam and Mouzans and kept amount in the Bank account. Finally it is requested to Mr. Iqbal was elected by Jamath and he may be appointed as Mutawalli to the subject institution.

In the ref. 6<sup>th</sup> read above a copy representation was received from Mussallies of Sunni Kothapeta Masjid of Pathikonda, wherein they are requested to issue renewal orders of Mr. Sri.G.Maqbool Basha, S/o.Abdul Samad Saheb as Mutawalli as early as possible.

The subject matter was placed before the Board and the Board has passed resolution No.341 of 2022, dated.24-08-2022 vide ref.7<sup>th</sup> read above to appoint Sri.G.Maqbool Basha, S/o. Abdul Samad Saheb as Mutawalli U/sec.63 of Waqf Act, 1995 for a period of two (2) years to Sunni Naipet Idgah, Sunni Naipet Ashoorkhan and Sunni Naipet Masjid, Pathikonda Mandal of Kurnool District.

Accordingly, Sri.G.Maqbool Basha, S/o.Abdul Samad Saheb is hereby appointed as Mutawalli to Sunni Naipet Idgah, Sunni Naipet Ashoorkhan and Sunni Naipet Masjid, Pathikonda Mandal of Kurnool District U/sec.63 of Waqf Act, 1995 for a period of two (2) years for managing the affairs of the subject Waqf Institution by following Waqf Act, 1995 and Waqf Rules.

The Mutawalli should discharge his legitimate duties strictly as determined in Section 50 of Waqf Act, 1995 read with Rule 20 of A.P. Waqf Rules, 2000 and should follow the instructions issued by the Board from time to time they should submit the Accounts U/sec.46 of Waqf Act, 1995 and Budget U/sec.44 of Waqf Act, 1995 and pay Waqf fund duly following the provisions laid down U/sec.72 & 77 of Waqf Act, 1995 properly, failing which action will be taken against him U/Sec. 61 and 64 of the Waqf Act, 1995 as the duties mentioned below.

- a) To implement the orders issued by the Board from time to time.
- b) To carry out the directions of the Board
- c) To allow inspection of the Inspector Auditor, Waqfs regarding property, accounts, records, deeds and documents relating thereof.
- d) To discharge all public duties.
- e) To do any other Act which he is Lawfully required to do so or under this Act.
- f) He shall render proper and correct accounts of the Institution and its attached properties and shall not suppress any facts.
- g) That the Mutawalli is restricted to grant lease of Waqf property exceeding one year.
- h) The Mutawalli should follow the Norms fixed in Section 56 of the Waqf Act, 1995 while granting Lease of any agricultural lands. He should follow Lease Rules, 2014 to put open auction through A.P. State Waqf Board.
- i) He will not entitled to expend the Monies of Waqf exceeding @ 10% of the Net annual Income.

As per Sec.101(2) of Waqf Act, 1995, "Every Mutawalli of a Waqf, every member of managing committee whether constituted by the Board or under any deed of Waqf, every Executive Officer and every person holding any office in a Waqf shall also

be deemed to be a public servant within the meaning of Sec.21 of the Indian Penal Code". As such, for the illegal acts if any, every member of the committee will be liable for penal action. The Mutawalli shall also noted that Sec.3(ee) defined encroacher, Sec. 52-A explain rigorous punishment up to (2) years and Sec.61 speaks penalty and punishment up to (6) months for the lapses / charges shown therein, hence should act carefully diligently and maintain accounts scrupulously

The APSWB reserves its right to modify / cancel / alter / with hold the order at any time without assigning any reasons thereof.

**L. ABDUL KHADIR,**  
*Chief Executive Officer,*  
*A.P. State Waqf Board, Vijayawada.*

To  
Sri.G.Maqbool Basha, S/o.Abdul Samad Saheb,  
Mutawalli of Sunni Naipet Idgah, Sunni Naipet Ashoorkhan & Sunni Naipet Masjid,  
Pathikonda Mandal of Kurnool District.

---X---